

117TH CONGRESS
1ST SESSION

S. 1036

To direct the Federal Communications Commission to promulgate regulations that establish a national standard for determining whether mobile and broadband services available in rural areas are reasonably comparable to those services provided in urban areas.

IN THE SENATE OF THE UNITED STATES

MARCH 25, 2021

Ms. HASSAN (for herself and Mrs. CAPITO) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To direct the Federal Communications Commission to promulgate regulations that establish a national standard for determining whether mobile and broadband services available in rural areas are reasonably comparable to those services provided in urban areas.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Rural Reasonable and
5 Comparable Wireless Access Act of 2021”.

1 **SEC. 2. AVAILABILITY OF MOBILE BROADBAND SERVICE IN**
2 **UNDERSERVED RURAL AREAS.**

3 (a) **DEFINITIONS.—**

4 (1) **IN GENERAL.—**In this section:

5 (A) **COMMISSION.—**The term “Commission” means the Federal Communications Commission.

6 (B) **RURAL TELEPHONE COMPANY.—**The term “rural telephone company” has the meaning given the term in section 3 of the Communications Act of 1934 (47 U.S.C. 153).

7 (C) **SERVICE AREA.—**The term “service area” has the meaning given the term in section 214(e) of the Communications Act of 1934 (47 U.S.C. 214(e)).

8 (2) **MOBILE BROADBAND SERVICE.—**The Commission shall define the term “mobile broadband service” for purposes of this section.

9 (b) **ESTABLISHMENT OF STANDARD.—**

10 (1) **COMMENCEMENT OF RULEMAKING.—**Not later than 180 days after the date of enactment of this Act, the Commission shall commence a rulemaking to establish a national standard to determine, with respect to access to universal service in rural, insular, and high cost areas under section 254(b)(3) of the Communications Act of 1934 (47

1 U.S.C. 254(b)(3)), whether mobile broadband service
2 available in rural areas is reasonably comparable to
3 mobile broadband service provided in urban areas.

4 (2) PROGRESS REPORTS.—Not less frequently
5 than once every 180 days after commencing the
6 rulemaking under paragraph (1), the Commission
7 shall submit to Congress a report on the progress of
8 the Commission in establishing the standard under
9 that paragraph.

10 (c) CONSIDERATIONS.—In establishing a standard
11 under subsection (b), the Commission shall consider—

12 (1) defining a rural area as any area—
13 (A) in which a school or library designated
14 as “rural” under section 54.505(b)(3)(i) of title
15 47, Code of Federal Regulations, as in effect on
16 the date of enactment of this Act, is located; or
17 (B) that is a service area that is served by
18 a rural telephone company;

19 (2) defining a rural area as underserved, with
20 respect to mobile broadband service, if mobile
21 broadband service that meets or exceeds the stand-
22 ard established under subsection (b) is not available
23 in the area; and

24 (3) providing that a rural area shall be consid-
25 ered underserved, with respect to mobile broadband

1 service, if tests show that the average speed and sig-
2 nal strength of mobile broadband service available in
3 the area do not meet or exceed the average speed
4 and signal strength of mobile broadband service pro-
5 vided in the 20 most populous metropolitan statis-
6 tical areas in the United States.

7 (d) DATA FROM URBAN AREAS.—To help inform the
8 standard established under subsection (b), the Commis-
9 sion shall gather, and periodically update, data on mobile
10 broadband service provided in the 20 most populous met-
11 ropolitan statistical areas in the United States.

